

STATE OF INDIANA)
) SS:
COUNTY OF FAYETTE)

IN THE FAYETTE CIRCUIT COURT
CAUSE NO. 21C01-0707-PL-213

STATE OF INDIANA,

Plaintiff,

v.

JARED DENMAN,

Defendant.

)
)
)
)
)
)
)
)
)
)
)

FILED

SEP 18 2007

Handwritten Signature
CLERK OF FAYETTE CIRCUIT COURT

DEFAULT JUDGMENT

The Plaintiff, State of Indiana, having filed its Motion for Default Judgment and the Court having read the same and being duly advised in the premises, now finds:

1. The Court has subject matter jurisdiction and personal jurisdiction over the Defendant, Jared Denman.
2. The Defendant was served with notice of these proceedings and a copy of the Plaintiff's Complaint for Injunction, Restitution, Costs, and Civil Penalties.
3. The Defendant has failed to appear, plead, or otherwise respond to the Complaint.
4. The Defendant, Jared Denman, is not known to be an infant, incompetent, or in military service.

THEREFORE, IT IS ORDERED, ADJUDGED, AND DECREED the Motion for Default Judgment is **GRANTED** in favor of the Plaintiff, State of Indiana, and against the Defendant, Jared Denman.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that pursuant to Indiana Code § 24-5-0.5-4(c)(1), the Defendant, Jared Denman, his agents, representatives, employees, successors and assigns are permanently enjoined from engaging in the following:

- a. Representing, expressly or by implication, the subject of a consumer transaction has sponsorship, approval, characteristics, accessories, uses, or benefits it does not have which the Defendant knows or reasonably should know it does not have;
- b. Representing, expressly or by implication, the Defendant is able to deliver or complete the subject of a consumer transaction within a reasonable period of time, when the Defendant knows or reasonably should know he cannot; and
- c. Representing, expressly or by implication, the consumers will be able to purchase the subject of a consumer transaction as advertised by the Defendant, if the Defendant does not intend to sell it.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that judgment is granted in favor of the Plaintiff, State of Indiana, and against the Defendant, Jared Denman, as follows:

- a. The unlawful contracts previously entered into by the Defendant with Patricia Hand, Hiroshi Hinenoya, and John J. Martin, are hereby cancelled pursuant to Ind. Code § 24-5-0.5-4(d);

b. The Defendant shall pay consumer restitution, pursuant to Ind. Code § 24-5-0.5-4(c)(2), in the total amount of Three Thousand Seven Hundred Eighty-three Dollars and Eighty-Three Cents (\$3,783.84), payable to the Office of the Attorney General for allocation and distribution to the following consumers in the following amounts:

1.	Patricia Hand of Reno, Nevada	\$1,426.00;
2.	Hiroshi Hinenoya of Somerville, Massachusetts	\$1,525.00; and
3.	John J. Martin of Monson, Massachusetts	<u>\$ 832.84.</u>
	TOTAL	\$3,783.84

c. The Defendant shall pay the Office of the Attorney General, pursuant to Ind. Code § 24-5-0.5-4(c)(3), the amount of Five Hundred and Twenty-Five Dollars (\$525.00), representing the Plaintiff's costs of investigating and prosecuting this action;

d. The Defendant shall pay civil penalties, pursuant to Ind. Code § 24-5-0.5-4(g), for the Defendant's knowing violations of the Deceptive Consumer Sales Act, in the amount of Fifteen Thousand Dollars (\$15,000.00), payable to the State of Indiana; and

e. The Defendant shall pay civil penalties pursuant to Ind. Code § 24-5-0.5-8 for the Defendant's intentional violations of the Deceptive Consumer Sales Act, in the amount of One Thousand Five Hundred Dollars (\$1,500.00), payable to the State of Indiana.

A total monetary judgment in the amount of Twenty Thousand Eight Hundred and Eight Dollars and Eighty-Four Cents (\$20,808.84) shall therefore be entered in favor of the Plaintiff, State of Indiana, and against the Defendant, Jared Denman.

ALL ORDERED, ADJUDGED AND DECREED on this 18 day of

Sept, 2007.



Judge, Fayette Circuit Court

Distribution:

Terry Tolliver
Office of the Attorney General
302 West Washington Street, IGCS 5th Floor
Indianapolis, IN 46204

Jared Denman
774 South Roger Road
Connersville, IN 47331